#14 Declaration

N THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Patent Application of:

DeSALVO ET AL.

Examiner: H. Phan

Serial No. 09/724,256

Filing Date: November 28, 2000

Confirmation No. 7913

) Art Unit: 2633

For: OPTICALLY AMPLIFIED

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Technology Center 2600

## DECLARATION UNDER 37 C.F.R. 1.131

Mail Stop Non-Fee Amendment Commissioner for Patents P. O. Box 1450 Alexandria, VA 22313-1450

Sir:

## We, JOHN DeSALVO, MICHAEL LANGE, SCOTT BRICKER, RANDALL K. MORSE and JANE CLAIRE WHITE, hereby declare:

- 1. We are the joint inventors of claims 1-31 of U.S. patent application serial no. 09/724,256 identified above, and the subject matter described and claimed therein.
- 2. Prior to September 30, 1998, the effective date of cited U.S. Patent No. 6,384,948 to Williams et al., we had conceived our invention that is described and claimed in the above-identified patent application while working in the United States in the Palm Bay, Florida facility of Harris Corporation. We worked diligently on developing the claimed invention from the time of conception to reduction to practice at a date before September 30, 1998. From the time of reduction to practice to the filing of the above-identified

In re Patent Application of:

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Serial No. 09/724,256 Filing Date: 11/28/2000

patent application, we worked diligently on developing a commercially feasible optically amplified receiver of the present invention.

- 3. Before September 30, 1998, joint inventors, Randall K. Morse and Jane Claire White, had initially worked on the development of a structure and circuit for optically amplifying signals to deliver a clean current source through an injection laser diode as part of an optically amplified receiver that optimizes a system and is incorporated into a single assembly. Joint inventors, Morse and White, were later joined by joint inventors, DeSalvo, Lange and Bricker, before September 30, 1998 to design an improved optically amplified receiver based upon the initial research of joint inventors, Morse and White.
- 4. Before September 30, 1998, we conceived an optically amplified receiver using an optical preamplifier, bandpass filter, PIN detector and amplifier circuit. conception drawings are shown in the laboratory notebook sheets 1 and 2 of Exhibit 1 attached hereto. Pages 3-7 of this exhibit also show the development and the initial conception of the optically amplified receiver. As evident, it includes an optical preamplifier for receiving an optical communications signal over a fiber optic communications line. The bandpass filter receives the signal and selects the signal channel and filters out noise. A PIN detector receives the optical communications signal from the bandpass filter and converts the optical communications signal into an electrical communications signal. An amplifier circuit amplifies the electrical communications signal. Sheet 7 shows a technical memorandum that was written by one of the joint inventors.

In re Patent Application of:

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Serial No. 09/724,256 Filing Date: 11/28/2000

- 5. The joint inventors worked diligently to reduce to practice this invention and tested the invention as shown by the receiver sensitivity experiment on sheet 8 of the laboratory notebook in Exhibit 1 before the September 30, 1998 effective date of the Williams et al. reference.
- 6. The dates are deleted on the sheets from Exhibit 1 and all dates are prior to September 30, 1998.
- 7. We hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Date

JOHN Desalvo

JOHN Desalvo

MICHAEL LANGE

MICHAEL LANGE

SCOTT BRICKER

MICHAEL LANGE

SCOTT BRICKER

MICHAEL LANGE

JOHN Desalvo

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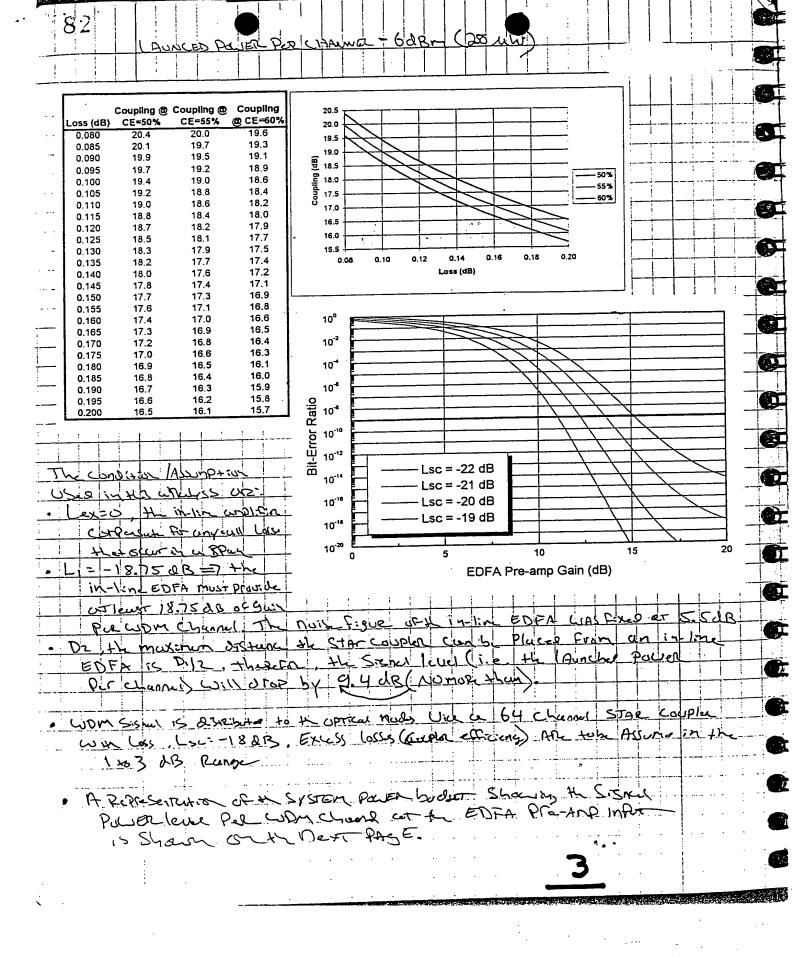
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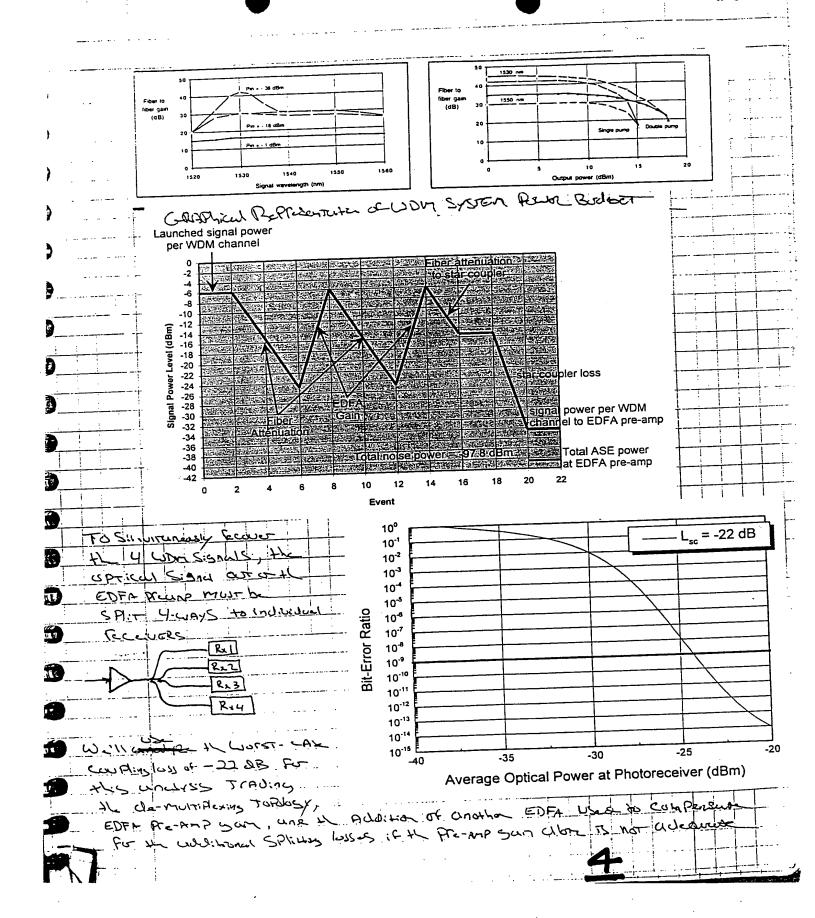
MICHAEL LANGE

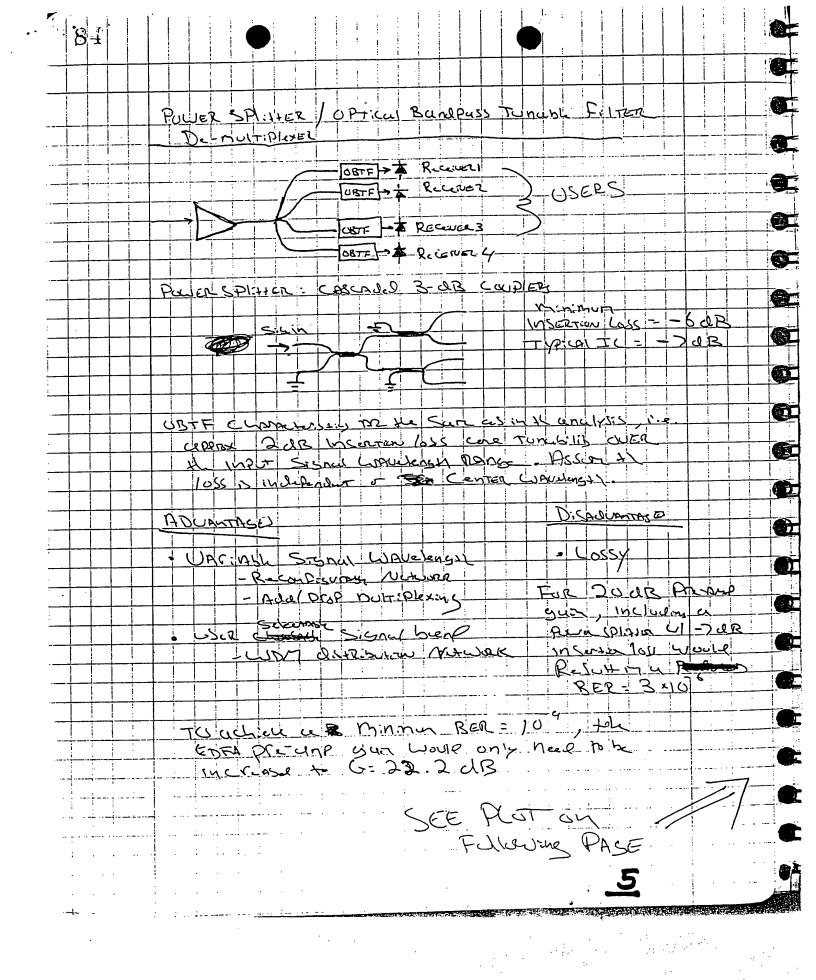
JOHN Desalvo

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## Technical Memorandum JA 4139-0301

Title: Sensitivity Calculation for an EDFA Pre-Amplified pin Photodetector Receiver

Author: Richard DeSalvo

## 1.0 Introduction

This memo summarizes the analysis performed in calculating the receiver sensitivity for an erbium-doped fiber optical pre-amplifier and pin photodetector. The receiver is assumed to operate at 2.488 Gb/s. The EDFA is modeled after the OptiGain Model 4012 optical pre-amplifier and the receiver module is modeled after the Sumitomo SDT 8908-R-Q fiber optic receiver module. The analysis is based on Chapter 3, "Photodetection of optically amplified signals," in Desurvire's Erbium-Doped Fiber Amplifiers - Principles and Application. A block diagram describing the components modeled and their appropriate parameters is shown in Figure 1.

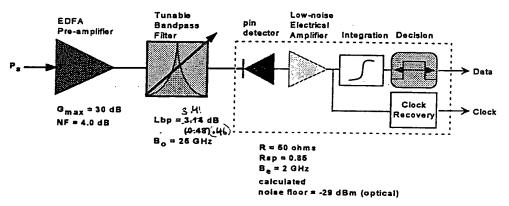


Figure 1 Block diagram representation of an OPA + D receiver with parameters used in the sensitivity model presented.

